(Spl. - H.C.A.S. C.D., 78-e)

FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF BOMBAY AT GOA

PANAJI – GOA

APPELLATE SIDE

WRIT PETITION NO. 78 OF 2005

Office Notes, Office Memoranda of Quorum appearances, Court's orders, or directions and Registrar's orders.	Court's or Judge's Orders.

Mr. N.K. Sawaikar, Advocate for the petitioners.

CORAM : A.P. LAVANDE, J.

DATE : 17th February, 2005.

P.C.

Heard Mr. Sawaikar, learned Counsel appearing for the petitioners. By this petition, the petitioner challenges order dated 3.2.2005, passed by the Civil Judge, Jr. Division, at Ponda in Regular Civil Suit No.56/90/B, upholding the objection on behalf of the respondent to production of a sketch along with the affidavit of the witness in support of the petitioners' case. The sketch, admittedly, was not relied upon by the

petitioners and on that ground, the learned trial Judge upheld the objection of the respondent and did not permit the petitioners to produce the sketch.

2. I do not find any jurisdictional error committed by the learned trial Judge while passing the impugned order. Having regard to the parameters laid down by the Apex Court in the case of ***Surya Dev Rai vs. Ram Chander Rai and ors.*** ((2003) 6 SCC 675), in so far as interference in writ jurisdiction by the High Court against interlocutory orders is concerned, I find that this is not a fit case in which interference of this Court is called for in exercise of writ jurisdiction.

3. In the result, therefore, I do not find any merit in this petition and the same is summarily rejected.

A.P. LAVANDE, J.

ssm.